

BILL NO. G-87-01-24

GENERAL ORDINANCE NO. G-12-87

AN ORDINANCE amending the Thoroughfare  
Plan of the City Comprehensive ("Master")  
Plan by vacating an alley thereof.

WHEREAS, a petition to vacate a public alley within the  
City of Fort Wayne (as more specifically described below)  
was duly filed with the City Planning Commission; and

WHEREAS, said Commission duly held a public hearing  
thereon; and

WHEREAS, said Commission has duly forwarded its  
recommendation to this body approving said petition, all in  
accordance with I.C. 36-7-4-512(2) and this body having held  
a public hearing on said vacation as provided in I.C. 36-7-  
4-12; and

WHEREAS, this body concurs in the recommendation of the  
City Planning Commission.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF  
THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the petition filed herein to vacate a  
public alley within the City of Fort Wayne, more  
specifically described as follows, to-wit:

A 311 foot North/South alley whose western  
boundary is the eastern most boundary of Lots 6, 7  
& 8 Wilts 3rd Addition and the eastern most  
boundary of Lot 14 Brandriff and Ayres Addition;  
whose eastern boundary is the western most  
boundary of Lots 1, 2, 3, 4 & 5 Wilts 3rd Addition  
and the western most boundary of Lot 1 Brandriff  
and Ayres Addition and the western most boundary  
of a 90' x 150' lot south of Lot 5 Wilts 3rd  
Addition and north of Lot 1 Brandriff and Ayres  
Addition; whose southern boundary exits to Wallace  
Street; whose northern boundary exits to an  
East/West alley 311 feet north of the southern  
exit to Wallace Street,

and which vacating amends the Thoroughfare Plan of the City  
Comprehensive ("Master") Plan and is hereby approved in all  
respects.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage, any and all necessary approval by the Mayor.

*Janet G. Bradbury*  
COUNCILMEMBER

APPROVED AS TO FORM AND LEGALITY:

BRUCE O. BOXBERGER, CITY ATTORNEY

\*\* Public hearing to be held on \_\_\_\_\_,  
the \_\_\_\_\_ day of \_\_\_\_\_, 1987,  
in the Council Chambers.

Sandra E. Kennedy, City Clerk

Read the first time in full and on motion by Bradbury  
seconded by Burns, and duly adopted, read the second time  
by title and referred to the Committee of regulations (and the  
Plan Commission for recommendation) and Public Hearing to be held after  
due legal notice, at the Council Chambers, City-County Building, Fort W.  
Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of  
\_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_.M.

DATE: 1-27-87

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Bradbury  
seconded by Stier, and duly adopted, placed on its  
passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>8</u>	<u>      </u>	<u>      </u>	<u>1</u>	<u>      </u>
<u>BRADBURY</u>	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>BURNS</u>	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>EISBART</u>	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>GIAQUINTA</u>	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>HENRY</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>2</u>	<u>      </u>
<u>REDD</u>	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>SCHMIDT</u>	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>STIER</u>	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>TALARICO</u>	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>

DATE: 5-26-87

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort  
Wayne, Indiana, as (~~ANNEXATION~~) (~~APPROPRIATION~~) (~~GENERAL~~)

(~~SPECIAL~~) (~~ZONING MAP~~) ORDINANCE (RESOLUTION) NO. 5-12-87

on the 26th day of May, 1987

ATTEST:

(SEAL)

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Mark E. GiaQuinta  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana  
on the 27th day of May, 1987  
at the hour of 11:00 o'clock A..M., E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 29th day of May  
1987, at the hour of 1:00 o'clock P..M., E.S.T.

Win Moses, Jr.  
WIN MOSES, JR., MAYOR

## RECEIPT

No 1160

COMMUNITY DEVELOPMENT &amp; PLANNING

FT. WAYNE, IND.,

12-12 '86

RECEIVED FROM

BTS Realty

\$ 100.00

THE SUM OF

one hundred &amp; 00/100

100

DOLLARS

ON ACCOUNT OF

Alley Vaccaro

AUTHORIZED SIGNATURE

## VACATION ORDINANCE

### PETITION TO VACATE, Alley

TO: The City Plan Commission  
City of Fort Wayne, Indiana

The Undersigned petitioner, does hereby respectfully petition the Fort Wayne City Plan Commission to vacate the following alley, within the City of Fort Wayne, IN, and hereby described as follows:

A 311' North/South alley whose western boundary is the eastern most boundary of lots 6, 7 & 8 WILTS 3RD ADDITION and the eastern most boundary of lot 14 BRANDRIFF AND AYRES ADDITION; whose eastern boundary is the western most boundary of lots 1, 2, 3, 4 & 5 WILTS 3RD ADDITION and the western most boundary of lot 1 BRANDRIFF AND AYRES ADDITION and the western most boundary of a 90 X 150 lot south of lot 5 WILTS 3RD ADDITION and north of lot 1 BRANDRIFF AND AYRES ADDITION; whose southern boundary exits to Wallace Street; whose northern boundary exits to an East/West alley 311' north of the southern exit to Wallace Street.

In support thereof, we represent as follows:

1. That the alley is not necessary as ingress or egress to other properties whatsoever.
2. That no other person, firm or corporation is interested in or affected by the requested vacation.
3. That the maintenance of said alley is not necessary or advantageous to the growth of the city of Fort Wayne, and that it would be to the best interest of the City and the citizens thereof.
4. That the vacation will provide additional parking and reduce public street congestion.
5. That the vacation will provide additional tax base for the City of Fort Wayne.

This petition is filed pursuant to the authority granted in Indiana Code, Section 36-7-4-512 in order to complete the vacation as above described.

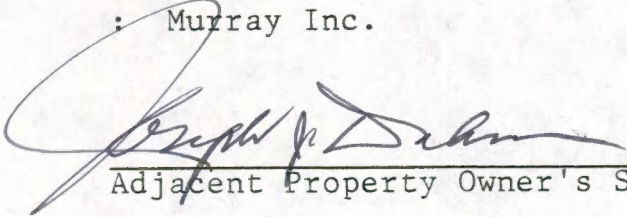
cont.....

WHEREFORE, we pray that the above described alley be vacated according to the provisions of the Indiana Law pertaining thereto.

DATED THIS 21st DAY OF August, 1986

: Murray Inc.

: BTS Realty, Inc.

  
Adjacent Property Owner's Signature

  
Petitioner, James E. Kelley, Pres.

1910 Ft. Wayne Bk. Bldg., Ft. Wayne,  
Adjacent Property Owners Address

IN 500 E. State St., Ft. Wayne,  
Petitioner's Address IN

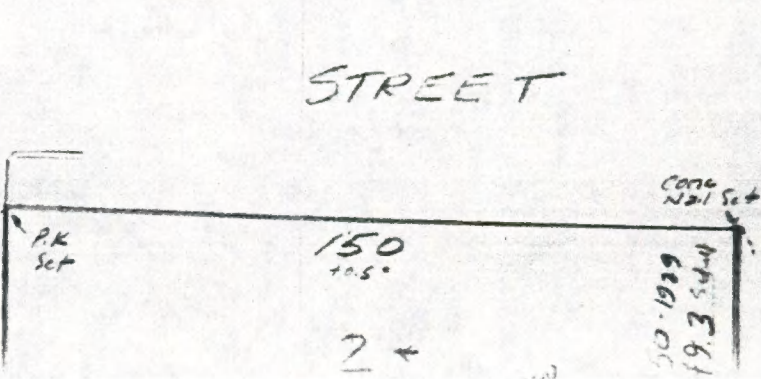
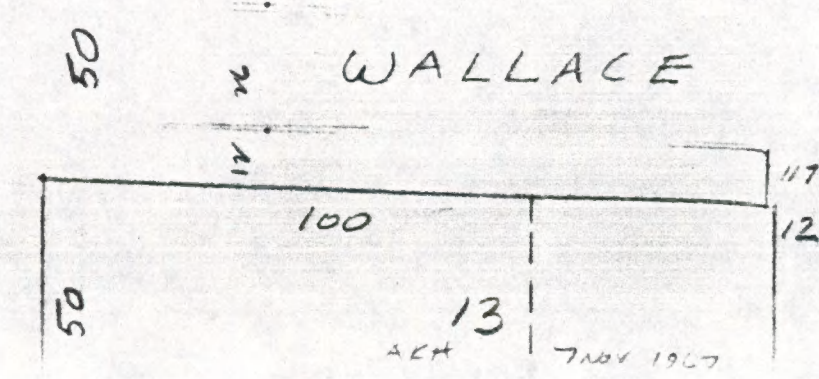
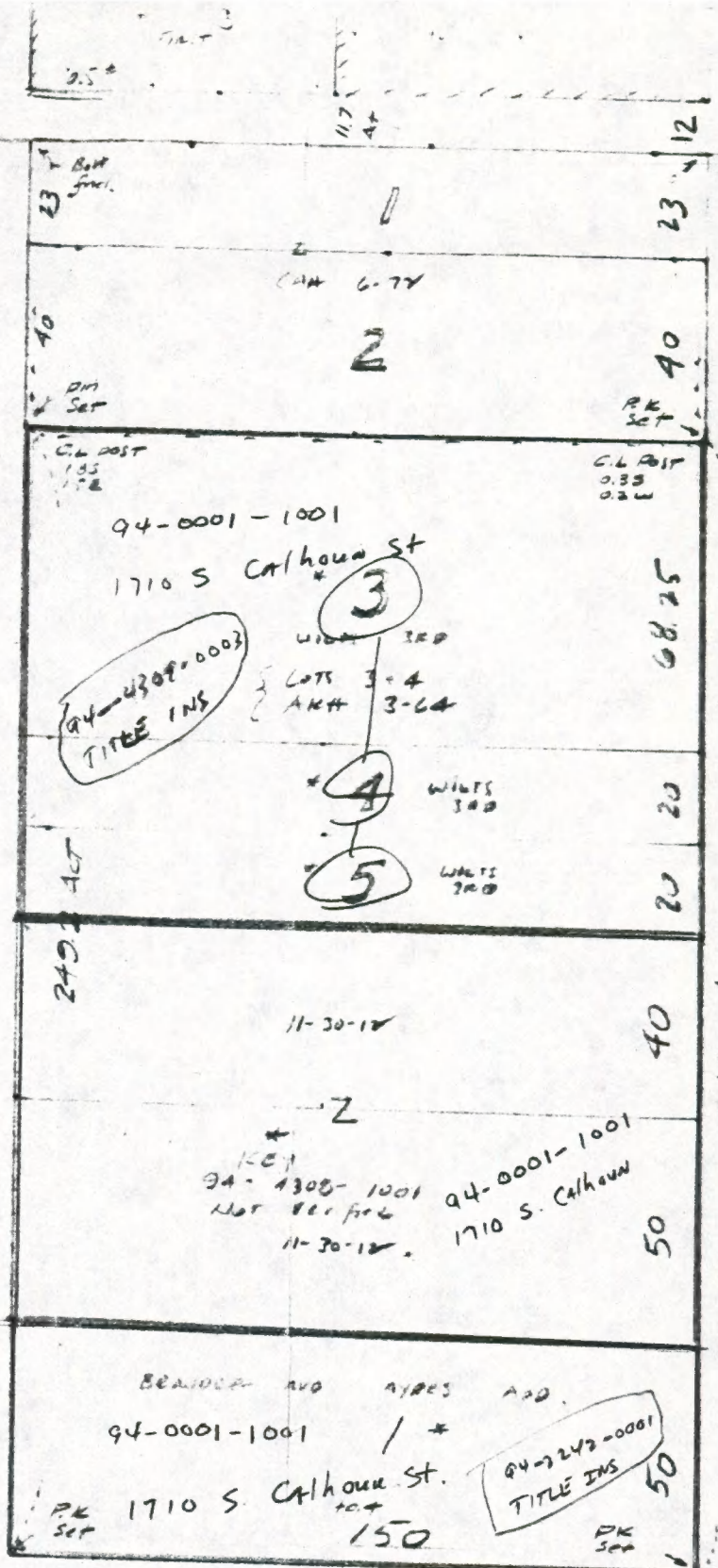
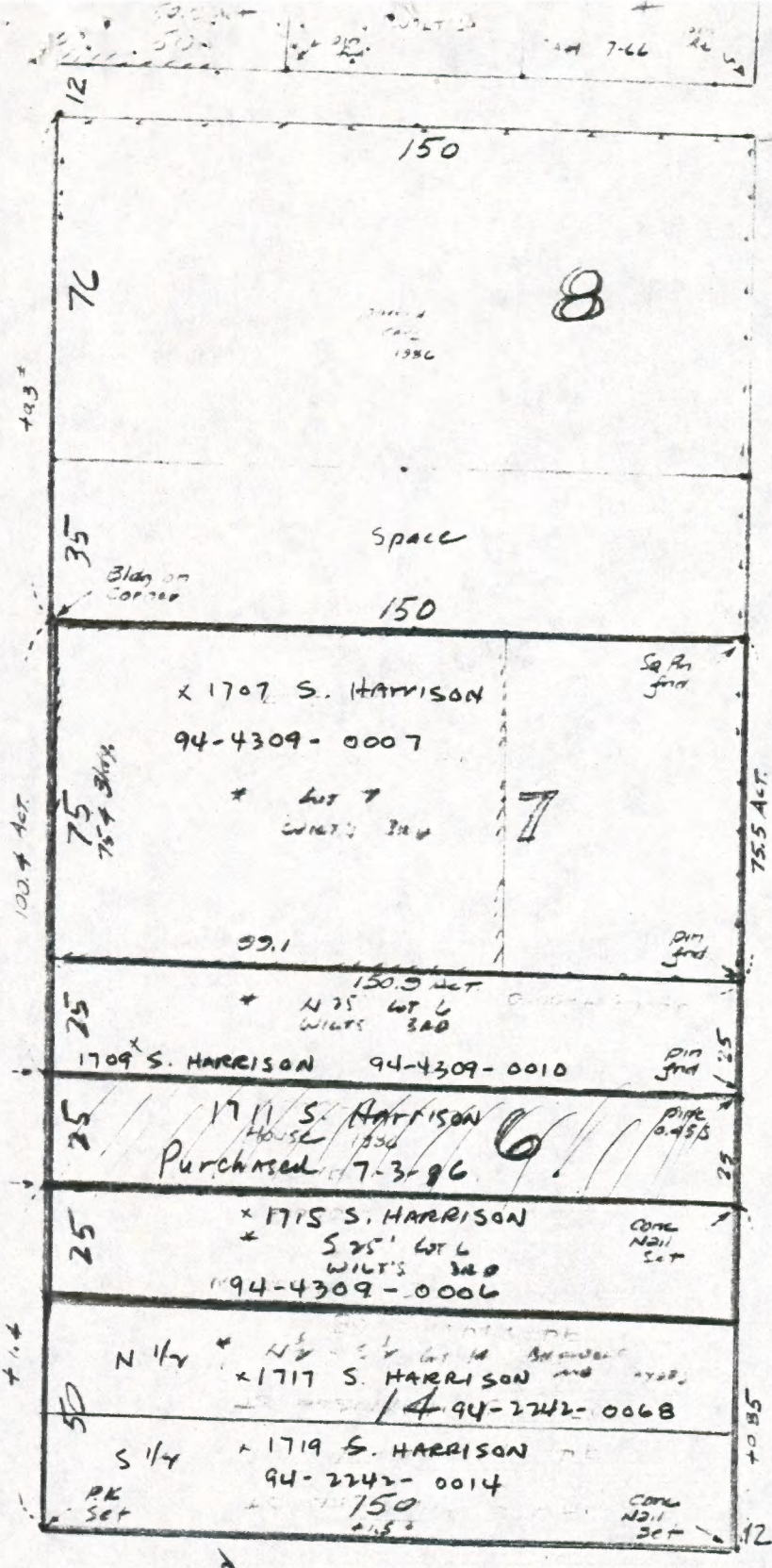
: Patrick Bruggeman

Theodore G. Lebrecht  
P. O. Box 5015  
Fort Wayne, IN 46895  
484-5566

  
Adjacent Property Owner's Signature

Agent's Name, Address and  
Telephone Number

P.O. Box 11529, Ft. Wayne, IN. 46859  
Adjacent Property Owner's Address



## RESOLUTION

WHEREAS, MURRAY, INC., BTS REALTY, PATRICK BRUGGEMAN, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following a public alley in Fort Wayne, Allen County, to-wit:

A 311 foot North/South alley whose western boundary is the eastern most boundary of Lots 6, 7 & 8 Wilts 3rd Addition and the eastern most boundary of Lot 14 Brandriff and Ayres Addition; whose eastern boundary is the western most boundary of Lots 1, 2, 3, 4 & 5 Wilts 3rd Addition and the western most boundary of Lot 1 Brandriff and Ayres Addition and the western most boundary of a 90' x 150' lot south of Lot 5 Wilts 3rd Addition and north of Lot 1 Brandriff and Ayres Addition; whose southern boundary exits to Wallace Street; whose northern boundary exits to an East/West alley 311 feet north of the southern exit to Wallace Street.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on January 26, 1987, at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said public alley.

WHEREAS, said vacation of public alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alley hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alley hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said public alley or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said public alley in Allen County, Indiana.

STATE OF INDIANA)

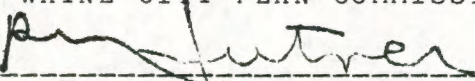
) SS:

COUNTY OF ALLEN )

I, Robert Hutner, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held February 2, 1987, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 8 DAY OF May 1987

FORT WAYNE CITY PLAN COMMISSION

  
Robert Hutner, Secretary

RESOLUTION 77-91-13

WHEREAS, MURRAY, INC., BTS REALTY, PATRICK BRUGGEMAN, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following a public alley in Fort Wayne, Allen County, to-wit:

A 311 foot North/South alley whose western boundary is the eastern most boundary of Lots 6, 7 & 8 Wilts 3rd Addition and the eastern most boundary of Lot 14 Brandriff and Ayres Addition; whose eastern boundary is the western most boundary of Lots 1, 2, 3, 4 & 5 Wilts 3rd Addition and the western most boundary of Lot 1 Brandriff and Ayres Addition and the western most boundary of a 90' x 150' lot south of Lot 5 Wilts 3rd Addition and north of Lot 1 Brandriff and Ayres Addition; whose southern boundary exits to Wallace Street; whose northern boundary exits to an East/West alley 311 feet north of the southern exit to Wallace Street.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of a public alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Pubilc Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public alley hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of public alley or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)

) SS:

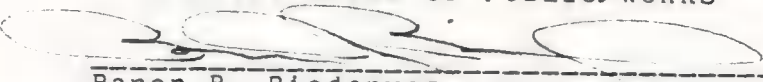
COUNTY OF ALLEN )

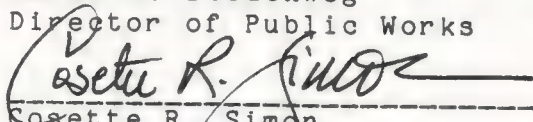
I, Baron R. Biedemeyer, Director of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held

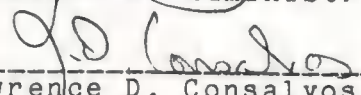
April 22, 1987 and as same appears of record in the official records of the Board of Public Works

DATED THIS 22<sup>nd</sup> DAY OF April, 1987

FORT WAYNE BOARD OF PUBLIC WORKS

  
Baron R. Biedenweg  
Director of Public Works

  
Cosette R. Simon  
Director of Administration & Finance

  
Lawrence D. Consalvos  
Director of Public Safety

ORIGINAL

Admn. Appr. \_\_\_\_\_

COUNCILMANIC DISTRICT No. \_\_\_\_\_

DIGEST SHEET

ORIGINAL

TITLE OF ORDINANCE \_\_\_\_\_

Alley Vacation Ordinance

DEPARTMENT REQUESTING ORDINANCE \_\_\_\_\_

Land Use Management - CD&P

SYNOPSIS OF ORDINANCE \_\_\_\_\_

North/South alley running between So. Calhoun, So. Harrison,

Wallace and the 1st east/west alley north of Wallace Street.

EFFECT OF PASSAGE \_\_\_\_\_

Property is now dedicated right-of-way.

Property will be vacated and revert to adjacent property owners.

EFFECT OF NON-PASSAGE \_\_\_\_\_

Property will remain dedicated right-of-way.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) \_\_\_\_\_

(ASSIGN TO COMMITTEE (J.N.) \_\_\_\_\_)

# Division of Community Development & Planning

LAST SHEET

BILL NUMBER

## BRIEF TITLE

## APPROVAL DEADLINE

## REASON

Alley Vacation Ordinance

### DETAILS

#### Specific Location and/or Address

The N/S alley between Calhoun & Harrison,  
& extending from Wallace Street to the 1st  
alley north.

#### Reason for Project

To enlarge the parking area and facilitate  
the growth of Kelley Buick.

#### Discussion (Including relationship to other Council actions)

26 January 1987 - Public Hearing

Minutes of Public Hearing Are Attached

2 February 1987 - Business Meeting

Motion was made to return the ordinance  
to the Common Council with a DO PASS  
recommendation. Motion carried.

Of the 7 members present 6 voted in  
favor of the approval one did not vote.

NOTE: This ordinance was being held  
until the petitioner satisfied a condition  
from Street Light Engineering that they  
would reimburse the City for relocation  
of street lights in the petitioned area  
if necessary. This condition has been  
satisfied.

### POSITIONS

### RECOMMENDATIONS

#### Sponsor

City Plan Commission

#### Area Affected

City Wide

Other Areas

#### Applicants/ Proponents

#### Applicant(s)

BTS Realty  
City Department

Other

#### Opponents

Groups or Individuals

Basis of Opposition

#### Staff Recommendation

☒ For ☐ Against

Reason Against

#### Board or Commission Recommendation

#### By

☒ For ☐ Against  
☐ No Action Taken

☐ For with revisions to conditions  
(See Details column for conditions)

#### CITY COUNCIL ACTIONS (For Council use only)

☐ Pass ☐ Other

☐ Pass (as  
amended) ☐ Hold

☐ Council Sub. ☐ Do not pass

**DETAILS**

**POLICY/PROGRAM IMPACT**

Policy or Program Change	<input type="checkbox"/> No	<input type="checkbox"/> Yes
Operational Impact Assessment		

(This space for further discussion)

**Project Start**

**Date** December 12, 1986

**Projected Completion or Occupancy**

**Date** May 8, 1987

**Fact Sheet Prepared by**

**Date** May 8, 1987

Patricia Biancaniello  
**Reviewed by**

**Date**

5/11/87

*Lucy Buto*  
**Reference or Case Number**

b. Vacation Petition #239

A North/South alley between Calhoun and Harrison, and extending from Wallace to the first East/West alley north.

Neal Nagel, representing BTS Realty Inc, the petitioner appeared before the Commission. Mr. Nagel stated that currently the property to the east of the requested vacation is blocked off so that the only ingress/egress is from Calhoun Street. He stated they have the southern end of the alley blocked off in order to curtail theft. He stated they want to take down the fencing and open up the whole area and put a gate across the alley at the south end and fence the north end of the alley. He stated in that way they could contain everything within that perimeter. He stated they would do so by landscaping with railroad ties and landscape with planters approximately 2 1/2 to 3 feet high. He stated that they want it large enough to foot traffic but to prohibit car traffic. He stated also they would be able to allow traffic to use Wallace Street as well as Calhoun Street by opening up the area.

Mel Smith questioned how many homes abutted the alley.

Mr. Nagel stated that the petitioner owns all of the property there are no homes abutting this portion of alley.

Mel Smith questioned if vacated what type of security lighting would they be using.

Mr. Nagel stated that currently part of lot has outdoor security lighting which was put up by Shambaugh - decorative. He stated at this time they are working with I&M on the cost to bury all of the overhead lines in the alley and then they are putting up additional poles so that the whole lot will be lit with the same outdoor lighting that is there presently and also to increase the wattage in the lower levels light, most of them presently are just upper level lights.

Baron Biedenweg questioned if the closure of the alley affected the businesses to the north.

Neal Nagel stated no not in anyway. He stated that they never use this alley. He stated they are the only ones that use the alley. He stated that they have a cleanup shop that is on Harrison that has an outlet onto that alley and they use the alley for the cleanup shop.

Herman Friedrich questioned if they were going to run traffic out of the north end of the property.

Mr. Nagel stated that what they want to do is to close off the north end of the alley with fencing and put a gate on the south. He stated that by vacating the alley they could take down the fencing on the perimeter of the alley which now exists and open it up allowing traffic to use Wallace as well as Calhoun Street for access.

Harold Morthorst, 811 Old Farm Circle, representing the St. Vincent's DePaul Store appeared before the Commission. Mr. Morthorst stated that they did not have any opposition but he wanted to be clear as to where the traffic is going to go in the alley. He questioned whether they would get any ingress/egress from the north end of the alley. He questioned what was going to happen to the alley that runs east and west just south of Grand Avenue.

Steve Smith questioned if they would prefer this alley stay open or be vacated.

Mr. Morthorst stated they wanted to know that there was not going to be, a big influx of traffic in the alley between their warehouse and the store.

Steve Smith stated he (Mr. Morthorst) was concerned about the north/south alley - north of the point that they want to close is what they are concerned about.

Mr. Morthorst stated that was correct.

Dick Bean, 1345 W. Sherwood Terrace appeared before the Commission representing the St. Vincent's Depaul Store. He stated that he was concerned about traffic coming through the alley to the north of their request. He stated that if this would not increase the traffic he would not be against the vacation.

Neal Nagel stated that they are fencing the north end of the alley and it would be impossible for any traffic to go to the north. He stated they want to force all the traffic to the south.

Janet Bradbury questioned since they already own the property that abuts Wallace Street why do they not simply take the guard rail down that prohibits traffic from using Wallace for access.

Neal Nagel stated that the guard rail was there for security reasons in order to prevent theft, not to prevent traffic flow. He stated that what they want to do, by vacating, is secure the perimeter with landscaping and then use the properties on both sides of the alley as one lot and just secure the perimeter. He stated at night they would have a gate at the southern end that would be closed.

There was no one present who wished to speak in favor of or in opposition to the proposed vacation.

BILL NO. G-87-01-24

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS  
REFERRED AN (ORDINANCE) (~~RESOLUTION~~) amending the Thoroughfare  
Plan of the City Comprehensive ("Master") Plan by vacating an  
alley thereof

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION AND BEG  
LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE)  
(~~RESOLUTION~~) No Pass

YES

NO

Janet G. Bradbury  
JANET G. BRADBURY  
CHAIRPERSON

Charles B. Redd  
CHARLES B. REDD  
VICE CHAIRMAN

THOMAS C. HENRY

Paul M. Burns  
PAUL M. BURNS

Ben A. Eisbart  
BEN A. EISBART

CONCURRED IN 5-26-87

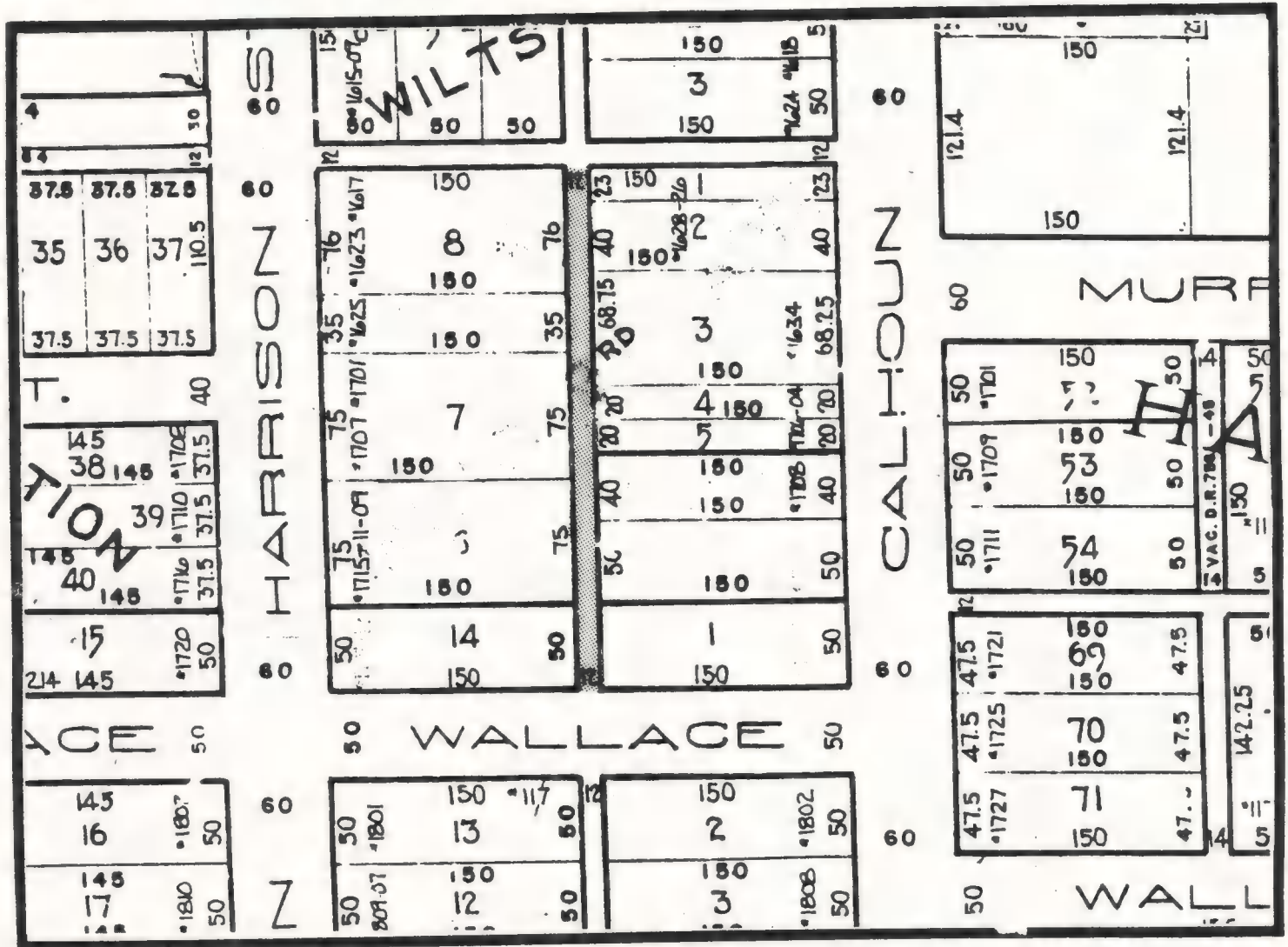
SANDRA E. KENNEDY  
CITY CLERK

# VACATION PETITION #239

A PETITION TO VACATE THE DESCRIBED PORTION OF  
PUBLIC ALLEY.

MAP NO. M-2

COUNCILMANIC DISTRICT NO. 1



**ZONING:**

**LAND USE:**

**SCALE:** 1"=100'

5

**DATE:** 1-12-87





# The City of Fort Wayne

May 12, 1987

Ms. Marilyn Romine  
Fort Wayne Newspapers, Inc.  
600 West Main Street  
Fort Wayne, IN 46802

Dear Ms. Romine:

Please give the attached full coverage on the date of May 16, 1987, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council  
of Fort Wayne, IN

Bill No. G-87-02-20  
Bill No. G-87-01-24

Please send us 4 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

*Sandra E. Kennedy*  
Sandra E. Kennedy  
City Clerk

SEK/ne  
ENCL: 2

NOTICE OF PUBLIC HEARING  
FORT WAYNE COMMON COUNCIL  
(BILL NO. G-87-01-24)

Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, May 26, 1987, at 7:00 P.M., (EST), in Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:

The N/S alley between Clahoun & Harrison, & extending from Wallace Street to the 1st alley north. To enlarge the parking area and facilitate the growth of Kelley Buick

**2. PORTION OF DEDICATED ALLEY RIGHT-OF-WAY**

A 311 foot North/South alley whose western boundary is the eastern most boundary of Lots 6, 7 & 8 Wilts 3rd Addition and the eastern most boundary of Lot 14 Brandriff and Ayres Addition; whose eastern boundary is the western most boundary of Lots 1, 2, 3, 4 & 5 Wilts 3rd Addition and the western most boundary of Lot 1 Brandriff and Ayres Addition and the western most boundary of a 90' x 150' lot south of Lot 5 Wilts 3rd Addition and north of Lot 1 Brandriff and Ayres Addition; whose southern boundary exits to Wallace Street; whose northern boundary exits to an East/West alley 311 feet north of the southern exit to Wallace Street.

All interested persons are invited to appear and be heard.

Fort Wayne City Council

Sandra E. Kennedy  
City Clerk

NOTICE OF PUBLIC HEARING

ified that the Fort Wayne City Plan Commission  
lic hearing on Monday, January 26, 1987 at  
#126, City-County Building, One Main Street,  
a on the following proposed vacation of public

DEDICATED RIGHT-OF-WAY EASEMENT

east Quarter of Section 27, Township 31 North,  
en County, Indiana, more particularly described

point on the original South right-of-way line of  
said point being 2101.0 feet West of the East  
of Sec. 27-31-12; thence South and parallel to  
the NE 1/4 of Sec. 27-31-12, a distance of 80.16  
point of beginning, said point being on the  
right-of-way line of U.S. Highway #30; thence  
to the East line of the NE 1/4 of Sec. 27-31-  
169.84 feet; thence East and parallel to the  
right-of-way line of U.S. Highway #30, a distance  
ence North and parallel to the East line of the  
31-12, a distance of 169.84 feet to a point on  
right-of-way line of U.S. Highway #30; thence  
isting South right-of-way line of U.S. Highway  
of 50.0 feet to the true point of beginning,  
cres.

2. PORTION OF DEDICATED ALLEY RIGHT-OF-WAY

A 311 foot North/South alley whose western boundary is the  
eastern most boundary of Lots 6, 7 & 8 Wilts 3rd Addition and the  
eastern most boundary of Lot 14 Brandriff and Ayres Addition;  
whose eastern boundary is the western most boundary of Lots 1, 2,  
3, 4 & 5 Wilts 3rd Addition and the western most boundary of Lot  
1 Brandriff and Ayres Addition and the western most boundary of a  
90' x 150' lot south of Lot 5 Wilts 3rd Addition and north of Lot  
1 Brandriff and Ayres Addition; whose southern boundary exits to  
Wallace Street; whose northern boundary exits to an East/West  
alley 311 feet north of the southern exit to Wallace Street.

All interested persons are invited to appear and be heard.

FORT WAYNE CITY PLAN COMMISSION

Melvin O. Smith  
Secretary

Agree:

Theodore Zepfucht

P.O. Box 5015

City 46895



# The City of Fort Wayne

May 13, 1987

Theodore Lebrecht  
P.O. Box 5015  
Fort Wayne, IN 46895

## NOTICE OF PUBLIC HEARING ON BILL NO. G-87-01-24

You are hereby notified that the Common Council of Fort Wayne will conduct a public hearing on Tuesday, May 26, 1987, at 7:00 P.M., in the Council Conference Room 128, 1st Floor, City-County Building, on the following:

The N/S alley between Calhoun & Harrison  
& extending from Wallace Street to the  
1st alley north.  
To enlarge the parking area and facilitate  
the growth of Kelley Buick

All interested persons are invited to appear and be heard.  
Any written material may be submitted to the Common Council  
prior to the hearing.

Fort Wayne Common Council

*Sandra E. Kennedy*  
Sandra E. Kennedy  
City Clerk

Fort Wayne Common Council  
(Governmental Unit)  
Allen County, IN

To JOURNAL-GAZETTE Dr.  
P.O. BOX 100  
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines  
Head number of lines 3  
Body number of lines 28  
Tail number of lines 3  
Total number of lines in notice 34

COMPUTATION OF CHARGES

34 lines, 1 columns wide equals 34 equivalent lines at .300¢ 10.20  
cents per line  
Additional charge for notices containing rule or tabular work (50 per cent of above amount)  
Charge for extra proofs of publication (1.00 for each proof in excess of two) 2 extra 2.00  
TOTAL AMOUNT OF CLAIM \$ 12.20

DATA FOR COMPUTING COST

Width of single column 12.5 picas Size of type 6 point  
Number of insertions 1 Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.  
I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date May 16 19 87 Title CLERK

FORM #904

PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:  
Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says that he/she is CLERK of the JOURNAL-GAZETTE DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for one time the dates of publication being as follows: 5/16/87

Subscribed and sworn to me before this 16th day of May 19 87  
Shelley R. LaRue Notary Public  
My commission expires March 3, 1990

NOTICE OF PUBLIC HEARING  
FORT WAYNE COMMON COUNCIL  
(BILL NO. G-87-01-24)  
Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, May 26, 1987, at 7:00 P.M. (EST), in Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:  
The N/S alley between Calhoun & Harrison, & extending from Wallace Street to the 1st alley north. To enlarge the parking area and facilitate the growth of Kelley Buick.  
2. PORTION OF DEDICATED ALLEY RIGHT-OF-WAY  
A 311 foot North/South alley whose western boundary is the eastern most boundary of Lots 6, 7 & 8 Wilts 3rd Addition and the eastern most boundary of Lot 14 Brandriff and Ayres Addition; whose eastern boundary is the western most boundary of Lots 1, 2, 3, 4 & 5 Wilts 3rd Addition and the western most boundary of Lot 1 Brandriff and Ayres Addition and the western most boundary of a 90' x 150' lot south of Lot 5 Wilts 3rd Addition and north of Lot 1 Brandriff and Ayres Addition; whose southern boundary exists to Wallace Street; whose northern boundary exists to an East/West alley 311 feet north of the southern exist to Wallace Street.  
All interested persons are invited to appear and be heard.  
Fort Wayne City Council  
Sandra E. Kennedy  
City Clerk

Fort Wayne Common Council

(Governmental Unit)

Allen

County, IN

To NEW-SENTINEL Dr.  
P.O. BOX 100  
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head number of lines 3  
Body number of lines 28  
Tail number of lines 3  
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TOTAL AMOUNT OF CLAIM \$ 12.20

DATA FOR COMPUTING COST

Width of single column 12.5 picas Size of type 6 point  
Number of insertions 1 Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Drusilla Roose

Date May 16 19 87

Title CLERK

FORM #903

PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says

that he/she is CLERK of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy,

which was duly published in said paper for one time, the dates of publication being

as follows:

5/16/87

Subscribed and sworn to me before this 16th day of May 19 87

Shelley R. LaRue Notary Public

My commission expires March 3, 1990

NOTICE OF PUBLIC HEARING  
FORT WAYNE COMMON COUNCIL  
(BILL NO. G-87-01-24)  
Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, May 26, 1987, at 7:00 P.M. (EST), in Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:  
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All interested persons are invited to appear and be heard.  
Fort Wayne City Council  
Sandra E. Kennedy  
City Clerk